

City of Elgin

P.O. Box 128
Elgin, Oregon 97827
180 N. 8th
voice/fax 541 437-2253
elgin1@eoni.com

December 28, 2005

Eva Marie Breshears
P. O. Box 268
Elgin OR 97827

RE: Recall Petition for Joe Garlitz

Ms. Breshears:

On December 28, 2005, you filed your Petition for Recall of Joe Garlitz, City of Elgin Administrator. I find that you have met the requirements, as Chief Petitioner, to proceed with the recall by having filed the following signed documents:

1. SEL 221 Statement of Organization/Designation of Political Committees and Appointment of Treasurer and Directors,
2. SEL 350 Petition for Recall of Joe Garlitz,
3. SEL 100 Statement No Petition Circulator will be paid,
4. SEL 351 Prospective Petition with first line signed by yourself with Recall Statement printed on the back,
5. Certificate of limited Contributions and Expenditures.

Please review with the circulators the requirements for circulation of the petition. The petitions may not be left unattended and all signors must sign in the presence of the petition circulator. Also, the "Recall Statement" must be printed on the back of each of your petition sheets prior to getting any signatures on the petition sheet. The signatures will be invalid if they are submitted on a petition sheet without the "Recall Statement" printed on the back.

The recall of Joe Garlitz as City of Elgin Administrator will require 91 valid signatures, that is 15% of 604 ($90.6 > 91$) votes cast within Elgin for Governor in the 2002 election. You must gather at least 91 valid signatures from registered voters residing within the city limits of Elgin. It is advisable that you gather 15% more signatures than is required. The petitions are to be submitted to my office.

The time-line for gathering signatures and scheduling an election is as follows:

Signatures gathered within 90 days from today's date, due on March 29, 2006;

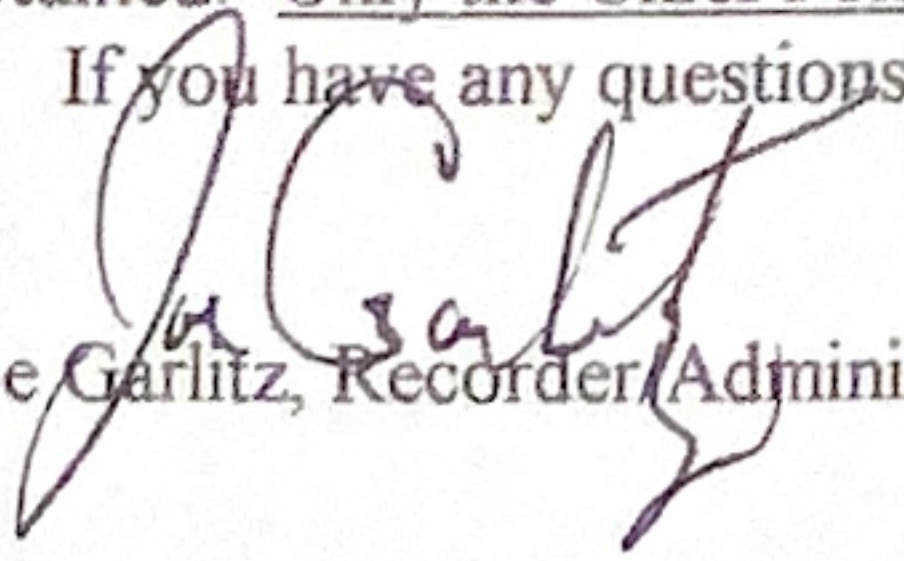
Verification of Signatures by County Clerk: maximum of 10 days after submitting signatures;

Resignation or justification: 5 days after signature verification;

Election to be held within 35 days after the resignation period.

Do not submit signatures for verification until all of the required number of signatures have been obtained. Only the Chief Petitioner may submit the signatures for verification.

If you have any questions, please give me or the County Clerk a call.


Joe Garlitz, Recorder/Administrator

STATEMENT OF ORGANIZATION

Designation of
Political Committee and Appointment of Treasurer and Directors

Please type or print legibly in black ink.

Primary 20____ General 20____ Other election date to be determined ☐ Will exist for more than one yearThis filing is an: ☒ Original ☐ Amendment ☐ DiscontinuationThis filing is with: ☒ Principal Filing Officer ☐ Secondary Filing Officer City of Elgin
(Name of Principal Filing Officer)

Name of political committee (if changing committee name, please include former name) Abbreviation or acronym

Recall of Joe Garlitz

Residence address (street/route, city, state, zip code) no post office box numbers

1660 Albany
P.O. Box 268
Elgin Ore 97827

Name of treasurer

☐ Mr.
☒ Ms.Eva M. Breakears

Work phone number

Home phone number

Fax number

E-mail address

437-5015437-0424

Mailing address to which all correspondence will be sent

P.O. Box 268
Elgin Ore 97827

Additional address that may be used on political publications (PO box or street/route, city, state, zip)

Campaign phone number

Type of Political Committee
(mark only one box)

Miscellaneous

Support or oppose one or more of the following:

- Specific candidates
- Entire ticket of a political party
- Candidate in a recall election (includes chief petitioner of recall petition)
- Multiple candidates and measures



Measure

- Chief petitioners of a statewide initiative or referendum petition
- Exclusively support or oppose one or more measures on ballot



Political Party

- A major or minor party defined in ORS chapter 248
- A committee established by a major or minor party under party bylaws (e.g., county central committee)

Candidate Name/Party Name/Title of Measure or Petition

Support

Oppose

Support recall of Joe Garlitz

Nature of political committee

Recall of Joe Garlitz

Political committee intends to solicit funds by (mark all that apply):



Direct mail



Personal contact



Radio



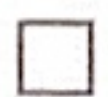
Television



Events



Newspaper



Website



Other _____

Please complete and sign the reverse side of this form.

Committee Directors/Chief Petitioners

Name	Address (including zip code)	Occupation	Phone Number
Allen Breshears	P.O. Box 268 Elgin Ore 97827	retired	437-5015
Erin M Breshears	660 Albany Elgin Ore 97827	Elgin School	437-5015

If two or more directors of this political committee are also directors of another political committee, list the names of those directors and the name and address of the other political committee.

By signing this document I acknowledge that I am personally liable for any penalties imposed under ORS chapter 260.

Treasurer's signature

Date signed

Instructions

Filing a new committee

The completed form must be filed within three business days of first receiving a contribution or making an expenditure. A date stamped copy, which includes your identification number, will be returned to you as an acknowledgment of your filing.

Amending information on this form

Any change in the information on this form must be filed within ten (10) days of the change. To notify the filing officer of a change in information, submit this form, completed in its entirety, and mark the "Amendment" box.

Committee Directors/Chief Petitioners

All committees, other than chief petitioner committees, must designate at least one committee director who is not the treasurer. The treasurer may be a committee director if the treasurer meets the definition of committee director in ORS 260.005(2), but the treasurer may not be the only committee director. A chief petitioner committee must list all chief petitioners of the petition. Occupational information for chief petitioners is optional.

Discontinuing your committee

You must file a final contribution and expenditure report that shows a zero balance, along with a completed SEL 221 with the "Discontinuation" box marked. The final report may be filed at any time.

For Office Use Only

Initials _____

Committee ID Number _____

Office Number _____

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PETITION FOR RECALL OF

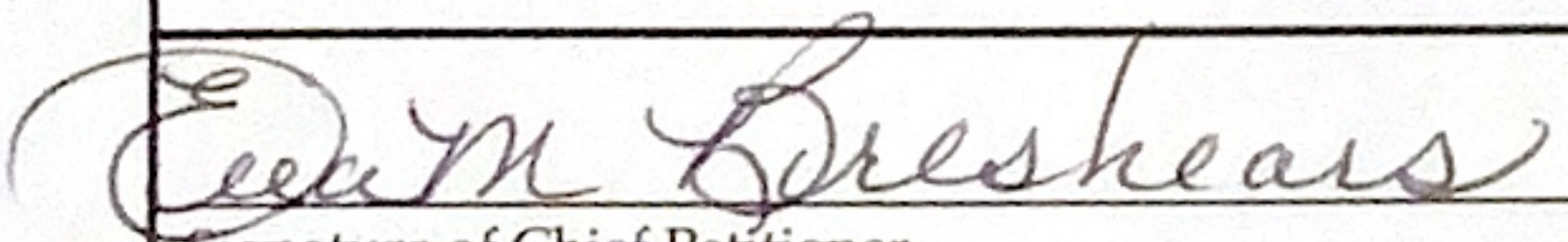
NAME OF PUBLIC OFFICER Joe Garlitz TITLE OF PUBLIC OFFICER The city of Elgin Administrator

DATE PROSPECTIVE PETITION FILED December 28, 2005
(MONTH/DAY/YEAR)

PLEASE TYPE OR LEGIBLY PRINT IN BLACK INK

USE THIS SPACE FOR STATEMENT OF REASONS FOR DEMANDING RECALL. STATEMENT MAY NOT EXCEED 200 WORDS.

We are petitioning to recall the City Administrator of Elgin, Joe Garlitz. We pay taxes with faith that our monies are being used for their allotted projects. This is not entirely true. It appears that Mr. Garlitz has ignored some projects and focused his attention on one town member rather than the townspeople, who voted him into his seat. So we ask: What is going on here? Why are projects such as Well #2 being ignored after specific instructions to fix it in 2002? Why are we unable to view important city documents? Why is it that the supervisor of public works doesn't ensure his employees get proper certification? This has potential for injuries that would be very costly to the council and us. Under his supervision, a county road wasn't properly prepped for sealing and now needs to be fixed. After a County citation warning, Mr. Garlitz still didn't approve spraying to control weeds behind WC Construction. Does anyone but us see the hazard? Perhaps it is time for the council to further investigate our concerns. We are tired of dealing with Mr. Garlitz and we want a new City Administrator who works for the betterment of Elgin.


Signature of Chief Petitioner

Eva Marie Breshears

Name of Treasurer of Political Committee Chief Petitioner
Represents or Chief Petitioner's Name

P.O. Box 268, Elgin, OR 97827

Address of Treasurer of Political Committee Chief Petitioner Represents or Chief Petitioner's Address - To Which All Correspondence Will Be Sent (Include Street/Route, City, State and Zip Code)

INSTRUCTIONS FOR CIRCULATORS

Only active registered voters of the public official's electoral district may sign a petition.

All signers on any one signature sheet must be active registered voters of the same county.

It is advisable to have signers use a pen for signing petitions or for certifying petitions.

Only one circulator may collect signatures on any one sheet of a petition.

Each circulator must personally witness all signatures the circulator collects.

Circulators shall not file a petition knowing it to contain a false signature.

Circulators shall not knowingly make any false statement to any person who signs it or requests information about it.

Circulators shall not attempt to obtain the signature of a person knowing that the person signing the petition is not qualified to sign it.

Circulators shall not offer money or any thing of value to another person to sign or not sign a petition.

Circulators shall not sell or offer to sell signature sheets.

Warning: Violations of the circulator requirements may result in conviction of a felony with a fine of up to \$100,000 and/or prison for up to five years.

INSTRUCTIONS FOR SIGNERS

Only active registered voters of the public official's electoral district may sign a petition. Sign your full name, as you did when you registered to vote.

Please fill in the date on which you signed the petition, your printed name and your residence address in the spaces provided.

It is advisable to use a pen for signing petitions.

It is unlawful to sign any person's name other than your own. Do not sign another person's name under any circumstances.

It is unlawful to sign a petition more than once.

It is unlawful for a person to knowingly sign a petition when the person is not qualified to sign it.

STATEMENT ONE OR MORE PETITION CIRCULATORS WILL BE PAID

I/We hereby declare one or more petition circulators will be paid money or other valuable consideration for obtaining signatures of active registered voters on the attached petition or certificate. I/We understand the filing officer must be notified not later than the tenth day after I/we first have knowledge or should have had knowledge that no petition circulator will be paid for obtaining signatures.

Identify Petition

(Name of Candidate or Minor Political Party on Prospective Petition; or
Name of Officeholder on Recall Petition)

Signed* _____

Date signed _____

Date signed _____

Date signed _____

*Statement must be signed by one of the following:

- candidate for nomination;
- chief petitioner for recall petition;
- chief sponsor for certificate of nomination; or
- chief sponsor for minor political party formation petition.

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STATEMENT NO PETITION CIRCULATORS WILL BE PAID

I/We hereby declare no petition circulator will be paid money or other valuable consideration for obtaining signatures of active registered voters on the attached petition or certificate. I/We understand the filing officer must be notified not later than the tenth day after I/we first have knowledge or should have had knowledge that one or more petition circulators will be paid for obtaining signatures.

Recall for Joe Garity

Identify Petition

(Name of Candidate or Minor Political Party on Prospective Petition; or
Name of Officeholder on Recall Petition)

Signed* *Lee M. Breshears* _____

Date signed *12-28-05* _____

Date signed _____

Date signed _____

*Statement must be signed by one of the following:

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- chief petitioner for recall petition;
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**CERTIFICATE
of
LIMITED CONTRIBUTIONS AND EXPENDITURES**

I do hereby certify that I expect neither the aggregate contributions nor the aggregate expenditures to total more than \$2,000 for this election. If at any time during the campaign for this election, either the total contributions or total expenditures exceed \$2,000, I understand that I must file detailed statements of contributions and expenditures (SEL 230 231, 232, 233 and 234). The filed detailed statement of contributions and expenditures shall reflect (beginning with the start of the first reporting period) all contributions received and expenditures made by or on behalf of my principal campaign committee to the last date of the accounting period in which my aggregate contributions or expenditures exceed \$2,000.

Eva M. Breshears
Candidate's Signature

12.28.05.
Date Signed

INSTRUCTIONS

This certificate of limited contributions and expenditures may only be used if the candidate does not expect to receive nor to expend more than \$2,000 (aggregate) during this election period. If the candidate does or expects to receive more than \$2,000 (aggregate), then the candidate must file detailed C & E reports (SEL 230, 231, 232, 233, 234).

Local candidates must itemize contributions over \$50.

PETITION FOR RECALL OF

NAME OF PUBLIC OFFICER Joe Garlitz

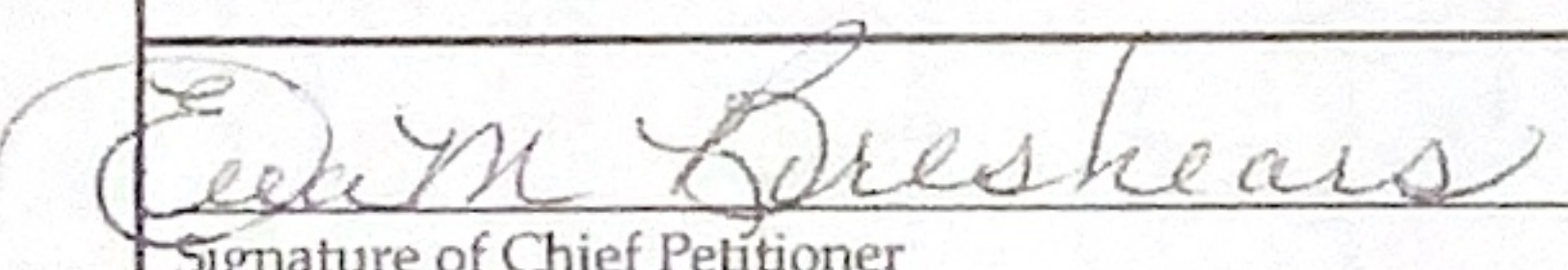
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